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Articles of Incorporation

Wm. McNeil

Wich Company

FILED FOR RECORD

Aug 9 1915

10:36 O'CLOCK A.M. AND

RECORDED IN VOLUME V-1

OF 50

Wm. McNeil

SECRETARY OF BOARD

By Cheenaburg

Very

OFFICE OF
COUNTY CLERK AND RECORDER,
YELLOWSTONE COUNTY, MONTANA

STATE OF MONTANA, }
County of Yellowstone, } ss.

CERTIFICATE

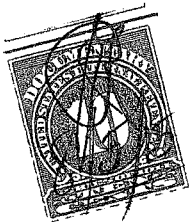
I, F. E. Williams, County Clerk and Ex-Officio Recorder, in and for said County of Yellowstone, in the State of Montana, do hereby certify that the attached instrument is a full, true, and complete transcript of the *Articles of Incorporation of Miller & McQuirk Litch Company*

which was filed in this office on the *5th* day of *August* A. D. *1915* at *3:07* o'clock *P.*M. and admitted to record.

IN TESTIMONY WHEREOF, I have hereunto set
my hand and affixed my seal of office the

5th day of *Aug.* A. D. *1915*
F. E. Williams
Clerk and Recorder.

By *J. R. Reapies*
Deputy.



ARTICLES OF INCORPORATION

-OF-

MILLER & MCGIRL DITCH COMPANY.

KNOW ALL MEN BY THESE PRESENTS: That we, the undersigned, citizens of Montana, by virtue of these Articles of Incorporation, made and executed in pursuance of Title One, Chapter One, Article One of the Civil Code of Montana, and the acts of Legislature amendatory thereof, do associate ourselves together and form a corporation to exist and continue in the name and for the purposes hereinafter set forth.

I.

The name of the Corporation shall be Miller & McGirl Ditch Company.

II.

The purposes for which the corporation is formed are:

- (1) Purchasing, extending, enlarging and maintaining that certain ditch or irrigation system generally known as the Miller & McGirl Ditch, being situate in the County of Yellowstone, State of Montana, and to own, control, use and operate the same, together with all the right-of-way, flumes, head-gates, reservoirs, aqueducts and appurtenances thereof.
- (2) To enlarge, or extend the canal in any direction so long as the water of said canal or ditch may be used for useful or beneficial purposes, and supply water from said ditch or canal, to persons, companies or corporations owning land thereunder, or irrigable therefrom for the purpose of agriculture, horticulture, domestic use or otherwise for any useful or beneficial purposes, which said water-right is to be supplied from the Yellowstone River in the County of Yellowstone, State of Montana.
- (3) To purchase, lease, own or otherwise acquire any real estate necessary for right-of-way or the carrying out of the purposes hereinabove enumerated.
- (4) To sell, lease or otherwise dispose of water or water-rights.
- (5) To do any and all things necessary to carry out the purposes hereinabove enumerated, including borrowing money and pledging security therefore.

III.

The stream from which the water is to be diverted for the said purposes herein enumerated, is the Yellowstone River in the County of Yellowstone, State of Montana, the water to be diverted therefrom on the

1 North bank of said river in said Yellowstone County, State of Montana,
2 at a point thereon situate on Section Seven (7), Township One (1) North
3 of Range Twenty-seven (27) East, about six hundred feet above the South-
4 west corner of Section Five (5) in said Township One (1) North, of Range
5 Twenty-seven (27) East of the Principal Meridian of Montana.

6 It is the purpose and intention of the said corporation to purchase
7 the water-right heretofore appropriated by S. R. Miller and Thomas McGill,
8 consisting of one hundred cubic feet per second of time, which said
9 appropriation and water is diverted at the point of diversion herein
10 mentioned. The said ditch runs in a general Northeasterly direction
11 and is used to irrigate land in Sections Four (4), Five (5), Six (6) and
12 Seven (7), in Township One (1) North of Range Twenty-seven (27) East,
13 Montana Principal Meridian, and Sections Twenty-six (26), Twenty-seven
14 (27), Twenty-eight (28), Thirty-three (33), Thirty-four (34) and Thirty-
15 five (35) in Township Two (2) North of Range Twenty-seven (27) East,
16 Montana Principal Meridian, and it is the intention of said Corporation
17 to use said ditch for the same purposes when the same is acquired by
18 said Corporation.

19 IV.

20 The principal place of business of the corporation shall be at
21 Billings, in the County of Yellowstone, State of Montana.

22 V.

23 The term for which the Corporation is to exist is forty years.

24 VI.

25 The number of directors and trustees of said Corporation shall be
26 five, and the names and residences of the directors and trustees who
27 are appointed for the first three months, or until their successors are
28 elected and qualified, are as follows:

29 Charles O'Donnell,	Billings, Montana.
30 P. A. Evers,	Billings, Montana.
31 Solomon C. Tolliver,	Billings, Montana.
32 E. B. Ryan,	Billings, Montana.
33 James M. Miller,	Billings, Montana.

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VII.

The stock shall be assessable.

VIII.

The total amount of authorized capital of stock of the said corporation shall be Six thousand (\$6000.00) dollars, being divided into six hundred shares of the par value of Ten (\$10.00) each.

IX.

The names and residences and the number of shares of each stockholder is as follows:

Name	Residence.	No. of Shares.
Charles O'Donnell,	Billings, Montana,	200
P. A. Evers,	Billings, Montana,	100
Solomon C. Tolliver,	Billings, Montana,	125
E. B. Ryan,	Billings, Montana,	75
James M. Miller,	Billings, Montana,	100

IN WITNESS WHEREOF the said parties have set their hands and seals this 24th day of June, 1915.

Charles O'Donnell (LS)
P. A. Evers (LS)
Solomon C. Tolliver (LS)
E. B. Ryan (LS)
James M. Miller (LS)

STATE OF MONTANA,)
) ss.
 County of Yellowstone.)

On this 2nd day of ^{August} ~~June~~, 1915, before me, Lou W. Chapple, a Notary Public in and for the State of Montana, personally appeared Charles O'Donnell, P. A. Evers, Solomon C. Tolliver, E. B. Ryan, and James M. Miller, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

Lou W. Chapple
 Notary Public for State of Montana.
 Residing at Billings, Montana.
 My Commission expires October 15, 1917.